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WALKOUT IS CERTAIN, RAIL UNIONS SAY

HARDING IS IN DILEMMA ON TARIFF

Faces Fight for Power to Correct Inequities.

BY DAVID LAWRENCE.
(Copyright, 1922, by The Argus.)
Washington, D. C., June 20.—As the climax approaches in the debate over the tariff, President Harding finds himself confronted with a choice between surrendering to congress on the question of elasticity and flexibility in the making of tariff rates hereafter or making a determined fight for their extension to the executive or a tariff commission of power to correct such inequities as may develop in the actual working out of rates in the pending bill.

For congress will not of its own accord deviate from the course followed in the past—namely, the making of a political tariff—and only the impetus to be furnished by executive appeal to public opinion can take the tariff out of politics. Many times in the last few decades have public men advocated the removal of the tariff from partisan influence on the ground that the tariff rates made by congress reflected the political desires of the most influential groups in American industry rather than the interests of the consuming public. But the moment has never been as propitious as today for a fight to vest in a tariff commission the same broad powers to make rates as is given to the interstate commerce commission to fix railroad rates. The reason for the favorable opportunity is really the unsettled conditions of Europe. Trade conditions are subject to so many changes from day to day that even the most ardent protectionists admit there will be inequities. To correct these congress would necessarily have to keep constantly revising the tariff upward or downward as circumstances require.

Hears Many Kicks.
President Harding has heard many complaints that the high tariff bill now in the senate would injure American foreign trade. His mercantile bill, already being attacked by Democrats on the ground that it would injure the world by enabling American ships to compete with foreign flags if the United States were to determine to return voyages to the United States. The president is anxious on the one hand to conserve American industries and give them legitimate protection and to have on the other hand as big a foreign trade as possible. To determine what are just and equitable tariff rates the subject must be stripped of political privilege and special favor. The decisions must be judicial and based only on economic facts. Congress has refused heretofore to permit anybody to determine tariff rates for exactly that reason—as campaign contributors and other influential men in a constituency have looked upon their representatives in congress as their particular agents in tariff matters. Both Republicans and Democrats will admit that practically every tariff bill in the past has been influenced by considerations of party politics.

Situation is Unique.
The situation today is unique. Many staunch Republicans who think American prosperity depends upon getting more goods sold in Europe, more cotton and agricultural products—for the war expanded American production facilities and left us with surplus supplies—are contending that a tariff at all will ruin American export trade. They declare the world must first get back to economic normalcy before a high protective tariff should be enacted. The Republican national platform of 1920 on which Mr. Harding was elected was cautious in this connection and when the time comes for a

(Continued on Page Eleven.)

MRS. OLESON IS RUNNING CLOSE IN MINNESOTA

Result of Demo Senatorial Race Is Uncertain.

St. Paul, Minn., June 20.—(By the Associated Press.)—Renomination of Senator Frank B. Kellogg, Governor J. A. Preus and other state officers, endorsed by the Republican state convention was indicated in returns available at mid-day from Monday's state-wide primary. When returns had been received from nearly one-fourth of the state's 3,438 precincts, representing more than one-third of the total estimated vote cast, Kellogg had 68,166 votes to 37,871 for Ernest Lundeen, former Minneapolis congressman, Kellogg's nearest opponent.

St. Paul, Minn., June 20.—(By the Associated Press.)—With the outcome of the majority Republican contests apparently determined in last Monday's state-wide primary contests apparently determined in last Monday's state-wide primary, interest in Minnesota turned today to the race of Mrs. Anna Dickie Oleason made for the Democratic senatorial nomination. Reports available early today showed her in a nip-and-tuck race with Thomas J. Meighen, one of her two opponents, and it became evident that the outcome would be in doubt until many more precincts had reported.

Renomination of Senator Frank B. Kellogg, Governor J. A. O. Preus and other Republican state officers, with the possible exception of clerk of the supreme court, was indicated in reports from 200 representative precincts, and their success was claimed by the St. Paul Pioneer Press, which had supported their candidacy.

The contest for clerk of the supreme court, between Miss Grace E. Kaercher, endorsed by the Republican state convention, and Herman Mueller, incumbent, elected two years ago with Non-Partisan league endorsement, seemed close as tabulation of returns was resumed today, although Miss Kaercher then held a 4 to 3 lead.

Opponents Are Silent.
Neither Mrs. Oleason nor Mr. Meighen was prepared to make a statement as each felt that the returns were not sufficiently complete to warrant deliberate claims and both said they preferred to await the compilation of more reports. It is the first time in the history of the state that local politicians say it is first time in the history of the country that a woman has sought the senatorial nomination of a major political party, and in Mrs. Oleason's case she had the endorsement of the Democratic convention.

Born in Minnesota, 36 years ago, Mrs. Oleason lived on a farm in the southern part of the state until she married Peter Oleason, now superintendent of city schools at Cloquet. They have one child, a daughter, 14 years old. Returns today from the Third congressional district indicated the contest between Representative Charles D. Davis and Reuben Thoren, the latter endorsed by the district convention, would be closer. Miss Kaercher had a lead for clerk of the supreme court, when 102 precincts out of 3,438 in this state had been tabulated.

Volstead Wins.
The Republican congressional nominees, aside from the Third district candidates, apparently were as follows:

First district—Sidney Anderson.
Second district—Frank Clague.
Fourth district—Oscar E. Keller.
Fifth district—Walter H. Newell.
Sixth district—Harold Knutson.
Seventh district—Andrew J. Volstead.
Eighth district—Oscar J. Larson.
Ninth district—Halvor Steener.
Tenth district—Thomas D. Schall.
There were no contests for the Democratic congressional nominations. In the Third district Mrs. Lillian Cox Gault, mayor of St. Peter, is the nominee.

River Forecast.
The Mississippi river from below Dubuque to Muscatine will change but little during the next two days and the change will generally be in the nature of a rise.

ANDREW HAMRICK,
Meteorologist.

STATE WINS VICTORY IN SMALL CASE

Judge Denies Defense Motion to Kill Evidence.

Waukegan, Ill., June 20.—(By the Associated Press.)—Judge Claire C. Edwards this afternoon denied the motion of Governor Len Small that evidence regarding the receipt of interest in the alleged conspiracy from the Chicago packers be stricken from the record. He also denied the motion that evidence regarding the Grant Park bank be stricken out. He struck out all evidence dealing with purchase by Governor Small, Secretary of State Louis L. Emmerson, and the late Senator Edward C. Curtis, of an interest in the Ridgeley National bank of Springfield because the transaction was not mentioned in the bill of particulars filed by the state.

In all other particulars the defense motion was denied, with the exception of the request that some 250 state exhibits be barred. Decision on this point was reserved. The opinion preserves in the record more than 7,000 state exhibits and all the testimony except that involved in the Ridgeley deal. The decision was regarded by the prosecution as a distinct victory.

Waukegan, Ill., June 20.—(By the Associated Press.)—Arguments on Governor Len Small's motion to strike out all or part of the state's evidence against him, continued today in the federal court. Mr. Small's attorney, of Sangamon county, representing the state, Mr. Preus was followed by C. C. LeFoe, chief counsel for the governor. Mr. Preus told Judge Claire C. Edwards that the defense contention that Governor Small could not have been a party to a conspiracy to defraud himself, as state treasurer, by false pretenses, is not borne out by supreme court decisions, which hold that a conspiracy may exist even when its object is absolutely impossible to attain.

Says State Owned Money.
Denying the contention that Werner W. Schroeder of the defense, that title to the money alleged to have been embezzled never was vested in the state of Illinois, because the state auditor never issued an order for its return to the treasury, Mr. Preus said: "They argue that as far as the interest money earned on the \$29,000,000 of state money withdrawn from the state depository in the Fort Dearborn National bank from April, 1917, to January, 1921, with reference to the receipt of that money by Small or Sterling without such auditor's order the title of that money never was vested in the state of Illinois, and that therefore the charge of conspiracy is not proved."

"It would be strange and novel to us that a public officer who is instrumental in having a certain sum of money withdrawn from the state treasury and given over to some private individual, as we say the evidence in this case shows, permit him to carry interest on that money by his investment—and, as we say, the treasurer himself earned interest on that particular sum—it would be strange and novel to us that merely because of the fact of the receipt of the money by the treasurer, or by E. C. Curtis or V. S. Curtis, the agents, as we say, of Len Small and Fred E. Sterling, that therefore the title in the interest money never was vested in the state of Illinois, and therefore no crime was committed."

Judge Edwards Agrees.
"Can it be contended that where money is due the state of Illinois in the form of taxes and the treasurer receives that money into his own private and physical possession, that merely because the section of the statute is not complied with, that therefore that is not the money of the state of Illinois, and that from that time on the title to that money in the possession of the state treasurer is not in the state of Illinois?"

The Westernfield case settles that proposition so far as the title is concerned, and the ownership," Judge Edwards interjected.

Arizona Miner, 92, Marries Himself to Indian Girl, 18; Legality of Act Questioned

BY HERMAN WHEELER.
Consolidated Press Correspondent.
(Copyright, 1922 by The Argus.)
Oatman, Ariz., June 20.—Whether a man, even though a legally constituted justice of the peace, can officiate at his own wedding is a problem that today is troubling Judge Zaddock Sheffield and Sheriff Bill Mackey. To make assurance doubly sure, Judge Sheffield married the man in question, Edgar McGurkin, 92, years old, veteran soldier, Indian fighter, prospector and miner. But the problem remains one to be settled when Judge gets the chance to examine his law books.

McGurkin is the sole remaining inhabitant of Hardyville, at the end of Silver Creek gulch, once a bustling town from whence was shipped the ore from the noted Oatman gold district, down the Colorado into the Gulf of California, and then to the Pacific. Three years ago the treacherous current of the Colorado buried Hardyville under countless tons of sand. The few remaining inhabitants left hurriedly, all but McGurkin. He had been there too long, he said, to care what the river did so he built himself a new hut on the hill, nailed his faded justice of the peace sign to it, and let it go at that. Having lived thereabouts since 1864 he opined that he was "sort of attached" to the locality.

She's His Sixth.
He must have been lonesome or something because news reached here a couple of days ago that he had married himself to Juanita Sundial, an 18-year-old Indian girl. She was his sixth wife, the others having died. The news worried Judge Sheffield and Sheriff Mackey so they rode out to see McGurkin

and asked him by what right he had performed the ceremony. "I wuz up again a tough proposition," he said, "20 miles from a minister or burro. I said to myself, Ed, my boy, here you be, a justice of the peace with a lot of yellow marriage certificates and the like. So I jes' filled the license and then I got out a bible and said a prayer. I made Juanita get down and pray, too, and then we got up and I performed the ceremony just as it reads in the book. We took each other for better or worse all right."

The judge and sheriff held a consultation. They could not agree whether the ceremony was legal. So they told McGurkin it would be a good thing to have it performed over again.

"Suits me all right," said McGurkin and the second ceremony soon had been read.

"Rejoice in Heaven."
"You know how it is when a man wants to get married," McGurkin said after the wedding. "He sho' gets the fever powerful bad. There ain't no hemmin' and hawing when the right gal comes along. If there is then she ain't the right 'un. Here I wuz lonesome-like when one day I seen this Indian gal peepin' at me from behind a cactus. I paid no attention to her but every day she'd come back. Then I woke up and decided she'd taken a shine to me. So I put on a new pair of overalls and the gal understands so soon she wuz settin' on my lap. I told her we must get married and she agreed. I wuz thinkin' when you boys came what a lucky cuss I wuz. Here I have five angel wives waitin' in heaven for me to welcome them here. What a rejoice! There must 'a' been when they heard I had married this Indian gal to care for me in my old age."

'ADAM AND EVE' BATHTHES LOSE THEIR CLOTHES

Two Couples Forced to Find Their Way Home Nude.

Springfield, Ill., June 20.—(By the Associated Press.)—Early bathers at Bunn Park Beach "a la Adam-and-Eve," who have vexed the residents of southeast Springfield in the summer months in the past two years, were dealt an effective rebuff early yesterday morning. It became known today, when two men and two women were forced to find their way home as through a garden of Eden.

Today the sheriff is undecided whether to prosecute the complaint of the two men, or to accede to the wishes of Bunn Park residents, and administer a lecture on good manners to the two couples whose clothes were stolen.

Boys Stole 'Fig Leaves.'
Ten boys of the community have been charged with taking the clothing, and in retaliation Bunn Park folks have threatened at the park pavilion, announced he had obtained a shot-gun loaded with bird-shot for use in emergency.

The sheriff was told these two couples arrived in the park after 11 o'clock, at which hour the park is closed and the park policemen leave. These four, it is complained, followed the custom of other clothless bathers and filled the air with their mindless screams and hilarity, to such an extent as to prevent neighbors sleeping.

Names of the two couples have not been divulged. Bunn Park Beach is Springfield's only swimming and bathing beach.

MINE WORKERS ARE ENJOINED

Seventy West Virginia Companies Get Injunction Against Union Interference With Mines.

Charleston, W. Va., June 20.—A temporary restraining order covering the whole of the Kanawha coal field not previously covered by injunctions, was issued yesterday afternoon by Judge George M. McClintock, in the United States district court in behalf of the Anchor Coal company, and 69 other mining companies, against the United Mine Workers of America district 17, of that organization, all its local organizations in the field, and all the officials and union miners in the district, as well as "any who would aid and abet the union men" in trying to prevent open shop workmen from going into the mines.

A feature of the order is that two or more persons must not try to "persuade" a non-union miner from going to work. It was alleged by the mine owners that each had men ready to return to work but that they were kept out of employment by threats and intimidations by union men.

WANT U. S. GUNBOAT AT CANTON

Yank Minister Asks Protection for Americans in City.

Peking, China, June 20.—(By the Associated Press.)—Three American buildings in Canton were struck by shells during Sunday's bombardment of the city by the gunboats of Sun Yat-Sen, the South China leader, who has been trying fruitfully to recapture the stronghold.

Word of the attack in Canton was received at the legation here today in a message from the American consul in Tokio. The extent of damage to American property was not stated. The consul had protested to Sun Yat-Sen against indiscriminate firing along the bund, the macadamized way on the water front.

TEXAS BORDER HIT BY FLOOD

21,000 Acres of Land With Crops Valued at \$2,500,000, Under Water; Mex City Periled.

Laredo, Texas, June 20.—Hundreds of Mexicans were rendered destitute, scores of houses in lowlands washed away, the Laredo lighting plant put out of commission and much livestock drowned when the Rio Grande reached a crest of 45 feet here today and spread out over low-lying sections of Laredo and Nuevo Laredo.

Brownsville, Texas, June 20.—Bodies of flood victims have been seen floating down the Rio Grande at Mier, Mexico, 120 miles west of Matamorras, according to telegraphic advices received late today.

San Antonio, Texas, June 20.—Twenty-one thousand acres of Rio Grande valley land with crops valued at \$2,500,000 flooded in Hidalgo county, a fresh rise in the lower stretches of the river today as a result of flood waters which came down late yesterday from the San Juan river in Mexico, while the cloudburst flood of the upper river is nearing its crest at Laredo, 150 miles upstream, summarized the border flood situation this morning.

Meantime the fate of 18,000 inhabitants of Piedras Negras, Mexico, across the river from Eagle Pass, isolated since the railroad and highway bridges were swept out at midnight last night, is causing concern. Nothing has been heard from Piedras Negras since Sunday night and the Mexican city has been without water and light since that time.

PAIR MARRIES TWICE IN WEEK

Champaign, Ill., July 20.—Married twice within a week, has been the experience of Stanley Woodward and Miss Lorena Youngstafel, both of Danville, Ill. Last Tuesday they obtained a marriage license here and returned to Danville, where they were united in marriage. They learned that the wedding was illegal because the license was used in a county other than the one in which it was issued. Today they returned to Champaign county, obtained another license and went to Rantoul, where Woodward is employed, and were again united in marriage.

LEWIS NOT TO SEEK A. F. L. JOB

Cincinnati, Ohio, June 20.—(By the Associated Press.)—By an overwhelming vote the American Federation of Labor convention today refused to consider a resolution proposing that it congratulate Alexander Howat and August Dorchy, leaders of the Kansas miners, for their stand against the Kansas industrial court.

Organization politics again came to the front today when a movement got under way to bring out John L. Lewis, president of the United Mine Workers of America, as a candidate contesting the reelection of Samuel Gompers as president.

Mr. Lewis declared he was not a candidate in any sense.

COOK COUNTY TO HAVE SEVERAL ELECTION DAYS

Con Con Approves Separate Law For Uptate Voting.

Springfield, Ill., June 20.—(By the Associated Press.)—Friends Mayor Thompson of Chicago in the constitutional convention this morning attempted to amend a section proposed last week, and extend the terms in office of all present city, town and school officials seven months past their present terms, but postponed action when it appeared the voting was against them. It will be taken up again, probably tomorrow.

Springfield, Ill., June 20.—(By the Associated Press.)—One election day each year for downstate but a separate law providing for several election days in Cook county, because of the great number of offices to be filled, will be authorized by the constitutional convention at today's session, President Woodward predicted this morning. The convention today will also determine whether a municipal clerk or a circuit court clerk shall be clerk of the consolidated Cook county circuit court, for which the new constitution provides.

These Cook county matters will be determined by the convention in action upon the report of the schedule committee. When that is disposed of former Governor Flier's report on future amendments will be taken up again. Beyond that, it was indicated this morning, developments depend upon the wishes of the Chicago delegates.

Revenue Article Up

Reopening of the revenue article, now on third reading, is almost certain, it was declared. There is some opposition, however, which will precipitate a debate, probably this afternoon.

The committee on submission and address, headed by Henry I. Green of Urbana, will meet today and decide the date for submission of the proposed constitution, which it is said, will likely be after the spring elections next year and probably in the last week of April. Whether it will be submitted to the voters in its entirety or in sections, which is permissible, will also be determined.

URGES LAWS TO HELP MOTHERS

Dr. Sarah Hobson Tells Homopaths 6,000,000 American Women Need Protection.

Chicago, June 20.—Instruction and legislation designed for the protection of potential mothers of coming generations was urged by Dr. Sarah M. Hobson of Chicago, today 1,000 physicians gathered to day at the 78th annual convention of the American Institute of Homopathy.

Dr. Hobson's address was made before the section designated as the bureau of sanitary science and public health.

Six million American women between the ages of 16 and 30—"The mating period"—need legislative protection from the hazards of industry, Dr. Hobson declared.

Women between the ages of 30 and 50 are fairly able to fight their own battles, she asserted, but young girls under 16 should be "ruled out" of the wage earning routines.

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BALLOTS OF 50,000 ARE FOR STRIKE

Labor Board Prepares a Formal Reply to Men's Leaders.

Chicago, June 20.—(By the Associated Press.)—A formal reply to the communication of leaders of 10 railway unions who informed the United States railroad labor board that a railroad strike will be authorized if the present referendum favors a suspension of work, is being prepared by the board, it was learned today. The reply will not be forwarded for several days, however, it was said.

Meanwhile union headquarters were speeding up the strike vote in an effort to have it completed and tabulated by next Saturday when the general committee of 90 representing the rail unions meets here to canvass the returns.

Fifty thousand ballots cast by shop crafts employees have been "almost solidly for a strike," according to John Scott, secretary of the Railway Employees' department of the American Federation of Labor.

Miners, Rail Men Meet.
Cincinnati, Ohio, June 20.—(By the Associated Press.)—Interest here today in the nation-wide strike situation centered in the conference tonight between officials of the miners and railroad shop crafts unions, when plans for concerted strike action between these organizations will be discussed.

None of the "big four" or transportation brotherhoods was expected to attend the meeting, it was stated. Members of these organizations are not affected by recent decisions of the railroad labor board cutting wages and altering working conditions. However, they are members of the rail-miners alliance, having signed the agreement at Chicago last February.

E. S. Must Intervene?
In a statement William H. Johnston, president of the machinists, declared the only possible move that could prevent a walkout of approximately 1,000,000 rail workers July 1, was for the government to order the labor board to suspend its order reducing wages and for the board to enforce against all lines its order against "farming out" of shop work by railroads.

PLAN RETURN OF ALIEN PROPERTY

Washington, June 20.—Legislation is being prepared with President Harding's sanction which will return to approximately 30,000 Germans and Austrians property taken over during the World War, it was stated. Members of the German-American Bund, a German organization in amounts of \$10,000 or less, it was announced today at the White House.

The president, working with the departments of state and justice, and the alien property office, it further was stated, will require that alien owners of seized property valued at more than \$10,000 amounts shall be entitled by the legislation to receive, if necessary, part payment ranging up to the \$10,000 limit.

PRO-TREATY MEN LEAD IN IRELAND

Dublin, Ireland, June 20.—(By the Associated Press.)—The positions of the various parties in the Irish parliamentary elections so far as reported in returns received up to 5 p. m. were:

Coalition pro-treaty 47
Coalition Republicans 23
Labor 19
Independents 12

SMALL BOYS SAVE CHILDREN'S HOME FROM FIRE PERIL

Chicago, June 20.—How a group of 7 and 8-year-old children saved the Dorcas Home for Children at Highland Park from fire at midnight Sunday became known today.

The fire was discovered in the coal bins in the basement. Mrs. Ann Aris raised the bell by a fire drill. With the children all outside she left the older girls in charge of the infants and organized a bucket brigade among the boys.

The young fire fighters removed two tons of burning coal from the basement and extinguished the flames with a hose. The fire was out when outside aid arrived.

NINE YANKS SEEK 'SPRING OF GOLD' IN BELGIAN CONGO

New York, June 20.—A golden quest—the search for a deep ravine in the jungles of Belgian Congo, where Julius Dolgos, cavalryman, fell from his horse and discovered a spring, dragged himself to a spring, drank, and discovered at the bottom a bed of nuggets. He took a handful, saved them, brought them back to the United States and sold them to a jeweler, he said.

Then he told his friends. They believed his story and formed a party. Last Saturday they set off on the steamer Majestic.

THE WEATHER

Generally fair tonight and Wednesday. Not much change in temperature. Highest temperature yesterday, 79; lowest last night, 62. Wind velocity at 7 a. m., 5 miles per hour. Precipitation, none.

12 m 7 p.m. 7 a.m.
yesterday, yesterday, today
Dry bulb temp. 74° 76° 67°
Wet bulb temp. 65° 64° 61°
Rel. humidity 62 60 72
River stage at 7 a. m., 4.9; a rise of 2 in last 24 hours.
Sunset, today, 7:41; sunrise tomorrow, 4:27.

River Forecast.
The Mississippi river from below Dubuque to Muscatine will change but little during the next two days and the change will generally be in the nature of a rise.

ANDREW HAMRICK,
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